



Metropolitan Water Reclamation District of Greater Chicago Meeting Minutes Committee of the Whole

100 East Erie Street
Chicago, IL 60611

*Commissioner Michael A. Alvarez, Commissioner Frank Avila,
Vice-President Barbara J. McGowan, Commissioner Cynthia
M. Santos, Commissioner Debra Shore, Chairman of Finance
Mariyana T. Spyropoulos, Commissioner Kari K. Steele,
Commissioner Patrick D. Thompson, President Kathleen
Therese Meany*

Thursday, December 19, 2013

10:05 AM

Board Room

Call Meeting to Order

President Kathleen Therese Meany presiding, called the meeting to order at 10:30 a.m.

Roll Call

Present: 9 - Michael A. Alvarez; Frank Avila; Barbara J. McGowan; Cynthia M. Santos; Debra Shore; Mariyana T. Spyropoulos; Kari K. Steele; Patrick D. Thompson; and Kathleen Therese Meany

Finance Committee

Report

- 1 [13-1535](#) Report on Cash Disbursements for the Month of October 2013, in the amount of \$32,996,700.17

Attachments: [October 2013 Cash Disbursements Summary](#)

Recommended

- 2 [13-1577](#) Report on the investment interest income during September 2013

Attachments: [Inv Int Inc 2013-09 att.pdf](#)

Recommended

- 3 [13-1578](#) Report on the investment interest income during October 2013

Attachments: [Inv Int Inc 2013-10 att.pdf](#)

Recommended

- 4 [13-1579](#) Report on investments purchased during October 2013

Attachments: [Inv Purch 2013-10 att.pdf](#)

Recommended

- 5 [13-1580](#) Report on investment inventory statistics at September 30, 2013

Attachments: [Inv Stat 2013 Q3 Inv.pdf](#)
 [Inv Stat 2013 Q3 Fin Mkt.pdf](#)

Recommended

- 6 [13-1581](#) Report on payment of principal and interest for outstanding District bonds due on December 1, 2013

Attachments: [DS 2013-12 att.pdf](#)

Recommended

- 7 [13-1582](#) Report on investments purchased during September 2013

Attachments: [Inv Purch 2013-09 att.pdf](#)

Recommended

Authorization

- 8 [13-1583](#) Revised Investment Policy Statement for the Metropolitan Water Reclamation District Retiree Health Care Trust dated as of December 19, 2013 (*As Revised*)

Attachments: [Summary of Changes IPS 2013 att.pdf](#)
 [INVESTMENT POLICY 2013 suggested changes 2 \(2\)](#)

Recommended

Procurement Committee

Report

- 9 [13-1537](#) Report of bid opening of Tuesday, December 3, 2013

Recommended

- 10 [13-1567](#) Report on advertisement of Request for Proposal 14-RFP-09 Energy Curtailment Services

Recommended

- 11 [13-1571](#) Report on advertisement of Request for Proposal 14-RFP-10 Pre-Employment/Return-to-Work Physical Examinations and/or Drug/Alcohol Testing Services, estimated cost \$90,000.00, Account 101-25000-612260, Requisition 1370486

Recommended

- 12 [13-1587](#) Report of bid opening of Tuesday, November 5, 2013

Recommended

Authorization

- 13 [13-1524](#) Authorization to amend Board Order of November 7, 2013, regarding "Report on advertisement of Request for Proposal 13-RFP-29 Examination Consulting Services estimated cost \$150,000.00, Account 101-25000-601170, Requisition 1368292" Agenda Item No. 4, File No. 13-1346

Recommended

- 14 [13-1554](#) Authorization to amend Board Order of December 6, 2012, regarding Authority to issue a purchase order and enter into an agreement with Quarles & Brady, LLP (Quarles) to represent the District's interest in the ComEd appeal of the delivery rate proceeding before the Illinois Commerce Commission (ICC) as a member of the REACT Coalition, and participate in settlement discussions to remedy the estimation method used by ComEd in their Embedded Cost of Service Study (ECOSS) and to participate in discussions of the ComEd Efficiency Program, in an amount not to exceed \$26,000.00, Accounts 101-67000/68000/69000-612150, Requisition 1351616, Agenda Item No. 23, File No. 12-1620.

Recommended

- 15 [13-1559](#) Authorization to amend Board Order of August 29, 2013, regarding Authority to increase purchase order and amend the agreement with Quarles & Brady LLP (Quarles) to represent the District's interest in the ComEd appeal of the delivery rate proceeding before the Illinois Commerce Commission (ICC) as a member of the REACT Coalition, and participate in settlement discussions to remedy the estimation method used by ComEd in their Embedded Cost of Service Study (ECOSS) and to participate in discussions of the ComEd Efficiency Program, in an amount of \$140,000.00, from an amount of \$26,000.00 to an amount not to exceed \$166,000.00, Accounts 101-67000/68000/69000-612150, 101-66000-601170 Purchase Order 3076742, Agenda Item No. 40, File No. 13-0922.

Recommended

- 16 [13-1589](#) Authorization to amend Board Order of December 5, 2013, regarding Authority to award Contract 11-961-22, Facility Roof Replacements and Associated Tuckpointing at the Stickney Water Reclamation Plant and the Lawndale Avenue Solids Management Area, to L. Marshall, Inc., in an amount not to exceed \$2,878,000.00, Account 201-50000-645780, Requisition 1345033., Agenda Item No. 30, File No. 13-1471

Recommended

Authority to Advertise

- 17 [13-1525](#) Authority to advertise Contract 14-101-11 Furnish and Deliver Contract Laboratory Technicians for various locations, estimated cost \$90,000.00, Account 101-16000-612490, Requisition 1366494
Recommended
- 18 [13-1531](#) Authority to advertise Contract 13-611-21 Furnish and Deliver Trash Collection Boats to the Stickney Water Reclamation Plant, estimated cost \$250,000.00, Account 201-50000-634790, Requisition 1369634
Recommended
- 19 [13-1538](#) Authority to advertise Contract 14-914-11 Furnishing and Delivering Mechanical Parts to Various Service Areas, estimated cost \$282,795.00, Accounts 101-67000/68000/69000-623270, Requisitions 1359770, 1359788, 1359790, 1359793, 1360887, 1367568
Recommended
- 20 [13-1570](#) Authority to advertise Contract 14-100-11 Furnish and Deliver Radiochemical Analyses of Water and Wastewater Samples, estimated cost \$66,960.00, Account 101-16000-612490, Requisition 1361727
Recommended

Issue Purchase Order

- 21 [13-1523](#) Issue purchase order and enter into an agreement with CommVault Systems, Inc. for maintenance renewal and software for CommVault's Backup Software and Premier Maintenance Package, in an amount not to exceed \$154,095.01, Accounts 101-27000-612820,623800, Requisition 1363453
Recommended
- 22 [13-1526](#) Issue purchase order to P. D. Morrison Enterprises, Inc., to Furnish and Deliver Miscellaneous Non-Stock Office Supplies to Various Locations under the State of Illinois Joint Purchasing Contract Number PSD4017241, in an amount not to exceed \$88,650.00, Accounts 101, 501-11000, 15000, 16000, 20000, 25000, 27000, 30000, 40000, 50000, 66000, 67000, 68000, 69000-623520, Requisitions 1352387, 1352404, 1352438, 1352827, 1352840, 1352845, 1353092, 1353097, 1353120, 1353126, 1353131, 1353506, and 1353973

Attachments: [Requisitions by Department - Office Supplies - Morrison.pdf](#)

Recommended

- 23 [13-1529](#) Issue purchase order for Contract 13-926-21, Furnish and Deliver Heavy Equipment to the Stickney and Calumet Water Reclamation Plants, Item 1 to Walter Payton Power Equipment, LLC, in an amount not to exceed \$486,435.00, Item 2 to Spyderman Mini Crane, LLC, in an amount not to exceed \$93,800.00, and Item 3 to Manitex International, Inc., in an amount not to exceed \$387,000.00, Account 201-50000-634860, Requisitions 1353098, 1355507, and 1355508

Recommended

- 24 [13-1530](#) Issue purchase order for Contract 13-610-12, Furnish and Deliver Boiler Repair Parts and Recertified Safety Relief Valves to Various Locations, to Independent Mechanical Industries, Inc., in an amount not to exceed \$310,000.00, Accounts 101-67000/68000/69000-612240/612650/612680/623070/623090, Requisitions 1362322, 1361986, 1360068, 1360294 and 1360070

Recommended

- 25 [13-1534](#) Issue purchase order for Contract 14-685-51, Furnishing, Delivering, and Administration of Rain Barrels, to Upcycle Products, Inc., in an amount not to exceed \$435,000.00, Account 501-50000-623990, Requisition 1358618

Recommended

- 26 [13-1550](#) Issue purchase order and enter into an agreement with the West Central Municipal Conference for administrative assistance related to coordination of Watershed Planning Councils in Cook County, in an amount not to exceed \$30,000.00, Account 501-50000-612490, Requisition 1371194

Recommended

- 27 [13-1551](#) Issue Purchase Orders to Graybar Electric Company, Inc., to Furnish and Deliver Electrical Catalog Products, under the U.S. Communities Cooperative Purchasing Contract #MA-IS-1340234, in an amount not to exceed \$96,500.00, Accounts 101-15000, 27000, 66000, 67000, 68000, 69000-623070, 623850, Requisitions 1358192, 1358200, 1358215, 1357938, 1357939, and 1357922

Attachments: [Requisitions By Department - Electrical Catalog Products - Graybar Electric Co..pdf](#)

Recommended

- 28 [13-1552](#) Issue purchase orders to W.W. Grainger, Inc. to Furnish and Deliver Maintenance, Repair and Operating Catalog Products, under the National Joint Powers Alliance (NJPA) Cooperative Purchasing Contract #102109-WWG, in an amount not to exceed \$310,800.00, Accounts 101-15000, 16000, 20000, 27000, 66000, 67000, 68000, 69000-623070, 623090, 623110, 623130, 623190, 623270, 623570, 623660, 623680, 623700, 623850, and 623990, Requisitions 1325264, 1325272, 1325553, 1325309, 1325597, 1325593, 1325271, and 1325020

Attachments: [Requisitions By Department - Operating Catalog Products - W.W. Grainger, Inc..pdf](#)

Recommended

- 29 [13-1553](#) Issue purchase order and enter into an agreement with the Southwest Conference of Mayors for administrative assistance related to coordination of Watershed Planning Councils in Cook County, in an amount not to exceed \$30,000.00, Account 501-50000-612490, Requisition 1371195

Recommended

- 30 [13-1555](#) Issue purchase order and enter into an agreement with the South Suburban Mayors and Managers Association for administrative assistance related to coordination of Watershed Planning Councils in Cook County, in an amount not to exceed \$30,000.00, Account 501-50000-612490, Requisition 1371197

Recommended

- 31 [13-1556](#) Issue purchase order and enter into an agreement with the Northwest Municipal Conference, for administrative assistance related to coordination of Watershed Planning Councils in Cook County, in an amount not to exceed \$30,000.00, Account 501-50000-612490, Requisition 1371196

Recommended

- 32 [13-1573](#) Issue purchase order and enter into an agreement for Contract 13-RFP-10, Scale Software at Six Biosolids Management Areas, with Creative Information Systems, Inc., in an amount not to exceed \$42,960.00, Account 101-66000-634820, Requisition 1362598

Recommended

- 33 [13-1584](#) Issue purchase order for Contract 13-937-11, Furnishing and Delivering Rebuilt Motors to the Stickney Water Reclamation Plant, to Koontz-Wagner Maintenance Services, LLC, in an amount not to exceed \$101,688.00, Account 101-69000-612650, Requisition 1361444

Recommended

- 34 [13-1586](#) Issue purchase order for Contract 13-112-11, Furnish and Deliver Water Quality Meters and Accessories, to Measurement Specialties, Inc., in an amount not to exceed \$122,624.00, Account 201-50000-634990, Requisition 1366035

Recommended

Award Contract

- 35 [13-1557](#) Authority to award Contract 14-021-11, Furnish and Deliver Unleaded Gasoline to Various Locations for a One (1) Year Period, Item 1, to Petroleum Traders Corporation, in an amount not to exceed \$374,000.00, Item 2, to G. Cooper Oil Company, Inc., in an amount not to exceed \$100,000.00, Accounts 101-20000, 66000-623820

Attachments: [Contract 14-021-11 Item Descriptions - Group A.pdf](#)
[Contract 14-021-11 Item Descriptions - Group B.pdf](#)

Recommended

- 36 [13-1558](#) Authority to award Contract 14-003-11, Furnish and Deliver Laboratory Disposable Gloves and Flexible Tubing to Various Locations for a One (1) Year Period, Group A to Bushnell Incorporated, in an amount not to exceed \$9,538.00, and Group B to Safety Supply Illinois, in an amount not to exceed \$51,408.20, Account 101-20000-623570

Attachments: [Contract 14-003-11 Item Descriptions - Group A.pdf](#)
[Contract 14-003-11 Item Descriptions - Group B.pdf](#)

Recommended

- 37 [13-1569](#) Authority to award Contract 14-022-11, Furnish and Deliver Diesel Fuel to Various Locations, for a One (1) Year Period, to Avalon Petroleum Company in an amount not to exceed \$496,000.00, Accounts 101-16000, 66000, 67000, 68000, 69000-623820, Requisitions 1365693, 1366540, 1366852, 1367585, 1367586 and 1367628

Recommended

Increase Purchase Order/Change Order

- 38 [13-1541](#) Authority to decrease Contract 11-690-11 Beneficial Reuse of Biosolids From LASMA, CALSMA, and the Egan Water Reclamation Plant, Group A, to Stewart Spreading, Inc., in an amount of \$1,800,000.00, from an amount of \$14,682,340.64 to an amount not to exceed \$12,882,340.64, Account 101-66000-612520, Purchase Order 5001262

Attachments: [11-690-11 Change Order Log as of 11-14-2013.pdf](#)

Recommended

- 39 [13-1548](#) Authority to increase purchase order and extend the agreement with Granicus, Inc., for Software Maintenance and Support for the Integrated Workflow and Agenda Management System for a three-year period, in an amount of \$55,983.06, from an amount of \$36,792.05, to an amount not to exceed \$92,775.11, Account 101-27000-612820, Purchase Order 3071168

Attachments: [Change Order Log](#)

Recommended

- 40 [13-1563](#) Authority to increase purchase order and amend agreement with the law firm of Tabet, Divito & Rothstein, LLC to represent the District in an appeal filed with the Illinois Appellate Court entitled Metropolitan Water Reclamation District of Greater Chicago v. Terra Foundation, et al., Case No. 13-0307, in an amount of \$150,000.00, from an amount of \$550,000.00, to an amount not to exceed \$700,000.00, Account 101-30000-601170, Purchase Order 3076305

Attachments: [12-19-13 Bd Ltr report attachment.pdf](#)

A motion was made by Mariyana T. Spyropoulos, seconded by Cynthia M. Santos, that this Agenda Item be Recommended. The motion carried by the following roll call vote:

Aye: 8 - Frank Avila, Barbara J. McGowan, Cynthia M. Santos, Debra Shore, Mariyana T. Spyropoulos, Kari K. Steele, Patrick D. Thompson, Kathleen Therese Meany

Abstain: 1 - Michael A. Alvarez

- 41 [13-1566](#) Authority to decrease purchase order and amend the agreement with ABB, Inc., to Provide Parts, Maintenance Services, and Software to the Stickney and North Side Water Reclamation Plant Area for Distributed Control Systems, in an amount of \$263,240.86, from an amount of \$1,016,760.61, to an amount not to exceed \$753,519.75, Accounts 101-67000/69000-612650/623070, Purchase Order 3062234

Attachments: [3062234 and 3062235 120313.pdf](#)

Recommended

- 42 [13-1590](#) Authority to decrease Contract 12-691-11, Truck Hauling of Processed Solids for LASMA and CALSMA to Gosia Cartage, Ltd., in an amount of \$375,000.00, from an amount of \$3,479,051.28, to an amount not to exceed \$3,104,051.28, Account 101-66000-612520, Purchase Order 5001327

Attachments: [12-691-11 Change Order Log, as of 11-14-2013.pdf](#)

Recommended

Engineering Committee

Report

- 43 [13-1549](#) Report on change orders authorized and approved by the Director of Engineering during the month of November 2013

Attachments: [CO November.pdf](#)
[CO Status.pdf](#)

Recommended

Judiciary Committee

Authorization

- 44 [13-1561](#) Authority to settle in the amount of \$1,425,000.00 the eminent domain lawsuit entitled The Metropolitan Water Reclamation District v. Frank J. Giordano, et al., Case No. 09 L 051742 in the Circuit Court of Cook County to acquire permanent and temporary surface and subterranean easements comprising 6.4± acres for the Thornton Composite Reservoir, Contract 77-235-2F located at 17201 State Street in South Holland, Illinois, Account 501-50000-656010

Recommended

Real Estate Development Committee

Authorization

- 45 [13-1572](#) Consent to assignment of lease from Transportation Leasing of Indiana, Inc. to Swift Transportation Company of Arizona of 13.74 acres of District real estate located at 2801 South Leavitt Street in Chicago, Illinois, Main Channel Parcel 43.03.

Attachments: [ASSIGNMENT OF LEASE ATTACH. 12.19.13.pdf](#)

Deleted by the Executive Director

- 46 [13-1605](#) Authority to issue a 30-day permit to the Lemont Fire Protection District to access and use District property located at 9 Stephen Street in Lemont, Illinois for fire training exercises. Consideration shall be a nominal fee of \$10.00

Attachments: [Map 9 Stephen Street Lemont IL.pdf](#)

Recommended

State Legislation & Rules Committee

Authorization

- 47 [13-1576](#) Recommendations for the State of Illinois 2014 Legislative Program

Recommended

Miscellaneous & New Business

- 48 [13-1596](#) Authority to Amend the Adopted 2014 Budget

Attachments: [BF-21 Attachment.pdf](#)

A motion was made by Mariyana T. Spyropoulos, seconded by Cynthia M. Santos, that this Agenda Item be Recommended. The motion carried by the following roll call vote:

Aye: 9 - Michael A. Alvarez, Frank Avila, Barbara J. McGowan, Cynthia M. Santos, Debra Shore, Mariyana T. Spyropoulos, Kari K. Steele, Patrick D. Thompson, Kathleen Therese Meany

Motion

- 49 [13-1560](#) MOTION to appoint retiree to Retirement Board of Metropolitan Water Reclamation District of Greater Chicago Pension Fund

A motion was made by Kathleen Therese Meany, seconded by Mariyana T. Spyropoulos, that this Motion be Recommended. The motion carried by the following roll call vote:

Aye: 9 - Michael A. Alvarez, Frank Avila, Barbara J. McGowan, Cynthia M. Santos, Debra Shore, Mariyana T. Spyropoulos, Kari K. Steele, Patrick D. Thompson, Kathleen Therese Meany

- 50 [13-1597](#) MOTION No. 1 to amend the 2014 budget of the Metropolitan Water Reclamation District of Greater Chicago as adopted December 12, 2013, consistent with motions adopted this date

A motion was made by Kari K. Steele, seconded by Mariyana T. Spyropoulos, that this Motion be Recommended. The motion carried by the following roll call vote:

Aye: 9 - Michael A. Alvarez, Frank Avila, Barbara J. McGowan, Cynthia M. Santos, Debra Shore, Mariyana T. Spyropoulos, Kari K. Steele, Patrick D. Thompson, Kathleen Therese Meany

- 51 [13-1598](#) MOTION No. 2 to adopt the annual appropriation ordinance

A motion was made by Kari K. Steele, seconded by Mariyana T. Spyropoulos, that this Motion be Recommended. The motion carried by the following roll call vote:

Aye: 9 - Michael A. Alvarez, Frank Avila, Barbara J. McGowan, Cynthia M. Santos, Debra Shore, Mariyana T. Spyropoulos, Kari K. Steele, Patrick D. Thompson, Kathleen Therese Meany

- 52 [13-1599](#) MOTION No. 3 to adopt an ordinance for the levy of taxes for 2014 to provide revenues for the Retirement Fund and Corporate Fund

A motion was made by Kari K. Steele, seconded by Debra Shore, that this Motion be Recommended. The motion carried by the following roll call vote:

Aye: 9 - Michael A. Alvarez, Frank Avila, Barbara J. McGowan, Cynthia M. Santos, Debra Shore, Mariyana T. Spyropoulos, Kari K. Steele, Patrick D. Thompson, Kathleen Therese Meany

- 53 [13-1600](#) MOTION No. 4 to adopt an ordinance for the levy of taxes for 2014 to provide revenues for the Construction Fund
- A motion was made by Kari K. Steele, seconded by Debra Shore, that this Motion be Recommended. The motion carried by the following roll call vote:**
- Aye:** 9 - Michael A. Alvarez, Frank Avila, Barbara J. McGowan, Cynthia M. Santos, Debra Shore, Mariyana T. Spyropoulos, Kari K. Steele, Patrick D. Thompson, Kathleen Therese Meany
- 54 [13-1601](#) MOTION No. 5 to adopt an ordinance for the levy of taxes for 2014 to pay the interest on outstanding bonds and to discharge the principal thereof
- A motion was made by Kari K. Steele, seconded by Debra Shore, that this Motion be Recommended. The motion carried by the following roll call vote:**
- Aye:** 9 - Michael A. Alvarez, Frank Avila, Barbara J. McGowan, Cynthia M. Santos, Debra Shore, Mariyana T. Spyropoulos, Kari K. Steele, Patrick D. Thompson, Kathleen Therese Meany
- 55 [13-1602](#) MOTION No. 6 to adopt an ordinance for the levy of taxes for 2014 to provide revenues for the Reserve Claim Fund
- A motion was made by Kari K. Steele, seconded by Cynthia M. Santos, that this Motion be Recommended. The motion carried by the following roll call vote:**
- Aye:** 9 - Michael A. Alvarez, Frank Avila, Barbara J. McGowan, Cynthia M. Santos, Debra Shore, Mariyana T. Spyropoulos, Kari K. Steele, Patrick D. Thompson, Kathleen Therese Meany
- 56 [13-1603](#) MOTION No. 7 to adopt an ordinance for the levy of taxes for 2014 to provide revenues for the Stormwater Management Fund
- A motion was made by Kari K. Steele, seconded by Frank Avila, that this Motion be Recommended. The motion carried by the following roll call vote:**
- Aye:** 9 - Michael A. Alvarez, Frank Avila, Barbara J. McGowan, Cynthia M. Santos, Debra Shore, Mariyana T. Spyropoulos, Kari K. Steele, Patrick D. Thompson, Kathleen Therese Meany
- 57 [13-1604](#) MOTION No. 8 to reconsider the vote on the 2014 budget as amended (*As Revised*)
- A motion was made by Cynthia M. Santos, seconded by Frank Avila, that this Motion be Recommended. The motion failed. The motion carried by the following roll call vote:**
- Nay:** 9 - Michael A. Alvarez, Frank Avila, Barbara J. McGowan, Cynthia M. Santos, Debra Shore, Mariyana T. Spyropoulos, Kari K. Steele, Patrick D. Thompson, Kathleen Therese Meany

Additional Agenda Items

- 58 [13-1611](#) MEMORIAL RESOLUTION sponsored by the Board of Commissioners honoring Nelson Mandela
- A motion was made by Barbara J. McGowan, seconded by Mariyana T. Spyropoulos, that this Memorial Resolution be Recommended. The motion carried by acclamation. Chorus of ayes - No nays**
- 59 [13-1612](#) Authorization to amend Board Order of December 5, 2013, regarding Authority to award Contract 10-880-3H, TARP Control Structure Rehabilitation, North Service Area, Stickney Service Area, and Calumet Service Area, to IHC Construction Companies, L.L.C., in an amount not to exceed \$14,410,000.00, plus a five (5) percent allowance for change orders in an amount of \$720,000.00, for a total amount not to exceed \$15,130,500.00, Account 401-50000-645750, Requisition 1364055, Agenda Item No. 29, File No. 13-1469
- Recommended**

Approval of the Consent Agenda with the exception of Items: 40, 45, 48 through 57 nd 58

President Kathleen Therese Meany called for a motion to accept the agendas for each Standing Committee that was convened. Moved by Frank Avila, seconded by Mariyana T. Spyropoulos President Kathleen Therese Meany called for any objections. No objections were voiced. Motion carried.

Executive Session

A motion was made by Mariyana T. Spyropoulos, seconded by Barbara J. McGowan, that an executive session be held for the Committee on Judiciary to discuss two matters of pending litigation. Motion carried by roll call 9:0

Adjournment

The Committee of the Whole meeting of December 19, 2013 was adjourned at 11:05 a.m.

**/s/ Jacqueline Torres
Clerk**